

*Supp Stmt (152)*  
1/17/08  
PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 9896.149.0

CHAPPA, et al.

Application No.: 10/028,518

Examiner: Hai Vo

Filed: December 21, 2001

Group Art Unit: 1771

For: REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

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**SUPPLEMENTAL SECTION 152 STATEMENT BY INVENTORS  
UNDER 42 USC 2182 AND DEFINED IN 37 CFR 1.41**

Mail Stop L&R  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sirs:

In accordance with the Office communication mail date of September 26, 2007, Applicant was notified that the Section 152 Statement filed October 21, 2002 under the provisions of Section 152 of the Atomic Energy Act, 42 U.S.C. 2182, as amended, was insufficient. Accordingly, Applicants hereby attach individually executed Section 152 Statements signed by inventors Ralph A. Chappa, Sean M. Stucke, Richard A. Amos, Terrence P. Everson, Pamela J. Reed, Legal Representative of Stephen J. Chudzik, deceased, Dale G. Swan, and Peter H. Duquette.

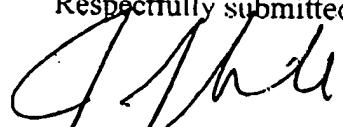
In view of the foregoing, it is submitted that this application is in condition for issuance. Favorable consideration and prompt issuance of the application are respectfully requested.

The Examiner and/or Licensing and Review are invited to telephone the undersigned if they believe it would be useful to advance issuance.

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Application No. 10/028,518

Respectfully submitted,

Jeannine Thiele  
Registration No. 54,939

Customer No. 55504  
SurModics, Inc.  
9924 West 74<sup>th</sup> Street  
Eden Prairie, MN 55344  
Telephone: (952) 345-3549  
Facsimile: (952) 345-3560  
Email: jmcyer@surmodics.com

*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 50-4172.*

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to Licensing and Review, Special Laws Administration Group, U.S. Patent and Trademark Office, Fax No. (571) 273-0314 on the date shown below.

January 16, 2008  
Date

Patty Best  
Patty Best

The following is an example of an acceptable property rights statement. Statements of this type are, of course, only suitable for situations in which NO Agency funds or other considerations were involved in the making or conception of the invention. While this example is in the form of a declaration, a sworn document is equally acceptable.

I (We) Ralph A. Chappa

citizens of United States of America

residing at 16260 Suel Lane, Prior Lake, Minnesota 55372

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 2001

titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by SurModics, Inc. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of SurModics, Inc. Other relevant facts are None

That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_ of \_\_\_\_\_

—OR—

II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are \_\_\_\_\_

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: Ralph A Chappa

Post Office Address: 6260 Suel Lane, Prior Lake, Minnesota 55372

Date: 12-10-07

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

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I (We) Sean M. Stucke

citizens of United States of America

residing at 16975 Fieldcrest Avenue, Farmington, MN 55024

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 2001  
titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by SurModics, Inc.. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of SurModics, Inc.. Other relevant facts are None

That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_  
of \_\_\_\_\_

—OR—

II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are \_\_\_\_\_

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: Sean M. Stucke

Post Office Address: \_\_\_\_\_

Date: 12/12/07

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

III. The Invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

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I (We) Richard A. Amos

citizens of United States of America

residing at 3437 Skycroft Circle, St. Anthony, Minnesota 55418

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 2001

titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by SurModics, Inc. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of SurModics, Inc. Other relevant facts are None

That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_

of \_\_\_\_\_

—OR—

II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are \_\_\_\_\_

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: Richard A. Amos

Post Office Address: 3437 Skycroft Circle, St. Anthony, Minnesota 55418

Date: Dec 12, 2007

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors; Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

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I (We) Terrence P. Everson

citizens of United States of America

residing at 560 Country Court, Eagan, Minnesota 55123

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 2001  
titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by SurModics, Inc. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of SurModics, Inc. Other relevant facts are None

That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_  
of \_\_\_\_\_

—OR—

II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are \_\_\_\_\_

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: Terrence P. Everson

Post Office Address: 560 Country Court, Eagan, Minnesota 55123

Date: 1/10/08

Inventor's Signature: Terrence P. Everson

Post Office Address: 560 Country Court, Eagan, MN 55123

Date: 1/10/08

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

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I (We) Pamela J. Reed, Legal Representative of Stephen J. Chudzik, deceased  
citizens of United States of America  
residing at 500 Robert Street N., #611, St. Paul, MN 55101  
declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 200  
titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

(Check III and/or IV below as appropriate)

I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by SurModic, Inc. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of SurModic, Inc. Other relevant facts are None

That to the best of my (our) knowledge and belief:

III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_

\_\_\_\_\_ of \_\_\_\_\_

—OR—

II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are \_\_\_\_\_

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Inventor's Signature X Pamela J. Reed

Post Office Address: 500 Robert Street N., #611, St. Paul, MN 55101

Date 12/12/2007

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

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I (We) Dale G. Swan

citizens of United States of America

residing at 1856 Parker Road, St. Louis Park, MN 55426

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 2001  
titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

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of \_\_\_\_\_

—OR—

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Inventor's Signature: Dale G. Swan

Post Office Address: 1856 Parker Road, St. Louis Park, MN 55426

Date: Dec 12, 2007

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

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I (We) Peter H. Duquette

citizens of United States of America

residing at 6813 Paiute Drive, Edina, Minnesota 55436

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 10/028,518 filed in the United States of America on December 21, 2001  
titled REAGENT AND METHOD FOR PROVIDING COATINGS ON SURFACES

(Check and complete either I or II below)

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That to the best of my (our) knowledge and belief (and/or) based upon information provided by \_\_\_\_\_  
of \_\_\_\_\_

OR

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Inventor's Signature: Peter H. Duquette

Post Office Address: 6813 Paiute Drive, Edina, Minnesota 55436

Date: 12/11/07

Inventor's Signature: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Date: \_\_\_\_\_

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

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—AND/OR—

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## Facsimile Cover Sheet

|  |   |
|--|---|
| <b>To</b>                              | ATTN: Ms. Jeter - LICENSING AND REVIEW    |
| <b>Company</b>                         | United States Patent and Trademark Office |
| <b>Phone</b>                           | 571-272-6598                              |
| <b>Fax</b>                             | 571-273-0314                              |
| <b>From</b>                            | Jcannine Thiele Meyer                     |
| <b>Company</b>                         | SurModics, Inc.                           |
| <b>Phone</b>                           | 952-345-3525                              |
| <b>Fax</b>                             | 952-345-3560                              |
| <b>Date</b>                            | 16 January 2008                           |
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### Comments

TIME SENSITIVE-DELIVER IMMEDIATELY  
 PLEASE ACKNOWLEDGE RECEIPT OF FAX BY CALLING 952-345-3525

Ms. Jeter:

Re: U.S. Patent Application No. 10/028,518  
 Filed: December 21, 2001  
 Title: Reagent and Method for Providing Coatings on Surfaces  
 Our Ref: 9896.149.0

CONFIDENTIAL INFORMATION OF SURMODICS, INC. Reproduction, Disclosure or Use Without Prior Written Permission is Prohibited.  
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